

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 23<sup>rd</sup> DAY OF MARCH , 2015 AT 6:45 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	William H. Brown	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	Matthew R. Gabriele	
	M. Todd King	
	Annette S. Perkins	
	Christopher A. Tuck	
	F. Craig Meadows	-County Administrator
	L. Carol Edmonds	-Deputy County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Services Director
	Marc Magruder	-Budget Manager
	Ruth Richey	-Public Information Officer
	Vickie L. Swinney	-Secretary, Board of Supervisors

### **CALL TO ORDER**

The Chair called the meeting to order.

### **INTO CLOSED MEETING**

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711      (1)      Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
1. Adjustment and Appeals Board
  2. Alcohol Safety Action Program

NOTE: Supervisor Tuck excused himself from participating in discussion of the appointment to the Alcohol Safety Action Program (ASAP). He is the Chair of ASAP and believes he should not be a participant in the discussion of potential candidates.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
M. Todd King	
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Matthew R. Gabriele	
William H. Brown	

### **OUT OF CLOSED MEETING**

On a motion by M. Todd Kings, seconded by Christopher A. Tuck and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
M. Todd King	None
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
William H. Brown	

### **CERTIFICATION OF CLOSED MEETING**

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only

such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

### VOTE

#### AYES

Mary W. Biggs  
Annette S. Perkins  
Christopher A. Tuck (certifies only for time present)  
Matthew R. Gabriele  
Gary D. Creed  
M. Todd King  
William H. Brown

#### NAYS

None

#### ABSENT DURING VOTE

None

#### ABSENT DURING MEETING

None

Supervisor Tuck noted that he left closed meeting during the discussion of the appointment to the Alcohol Safety Action Program (ASAP) due to his being Chair of the Alcohol Safety Action Program.

### **INVOCATION**

A moment of silence was led by the Chair.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **PRESENTATIONS**

#### Montgomery County Treasurer

Richard Shelton, Treasurer, made a presentation on the proposed proration of personal property taxes. Mr. Shelton does not support the proration of personal property taxes and he provided the following reasons:

Proration impact on staffing and costs:

- FY 2016 proposed budget did not recommend any additional positions
- To implement proration for a county of 96,000, not including 30,000+ students at Virginia Tech, would require a staffing increase
- 4 full time positions - \$120K salaries plus benefits and training
- Additional money appropriated for interest expense on refunds
- Computers and Printers
- Printing costs - printers, toners, paper, and envelopes
- Postage at full USPS rate
- NADA charges
- MUNIS software, support fees and training

Proration impact on supplement billing:

- Commissioner's Office has numerous steps to add each vehicle
- Treasurer's Office has to
  - Verify and change due dates if needed
  - Generate accounts receivable
  - Generate reports and verify accuracy
  - Create bill print file
- Set preamble dates to print on bills – due date, penalty and interest dates
- Print bills in house and mail at full postage rate
- Determine if there are any delinquencies by multiple search methods (owner and co-owner names and social security numbers)
- Receive calls, emails and respond to correspondence for each billing
- Transfer calls concerning assessments to the Commissioner's office
- Send manually generated delinquent notices if not paid by due date

Proration impact on abatements:

- Review account history to verify that abatements are posted correctly and that any amount due has correct penalty and interest
- Determine if there is a credit as a result of the abatement
- Refund processing
- Determine overpayment amount for refund
- Determine if credit is to be refunded or applied to other bills and check for any delinquencies by multiple search methods (owner and co-owner names and social security numbers)
- Manually calculate interest expense on refunds
- Create each individual refund invoice for the Finance department to print checks, include letter of explanation and mail
- Receive calls concerning refund checks

Proration impact on delinquent notices & collection actions:

- A delinquent notice must be manually created and mailed for any supplemental bill before collection actions can be taken
- Set-Off debt will need to be filed more frequently
- Collection actions such as Lien and Demands, DMV Stops, Distress Levies, Warrants-in-Debt, and Set-Off Debt claims will need to be adjusted repeatedly due to supplements and abatements
- Increased workload in this area will impact the time our office can devote to delinquent accounts and decrease collections. In 2014 we collected \$1.5 million from delinquent actions

Proration impact with non-prorating localities:

- Only half of Virginia localities prorate
- Impacts the localities nearby that do not prorate including the counties of Craig, Giles, Floyd, Pulaski, and Wythe; the Towns of Pulaski, Dublin, Floyd, Wytheville and Narrows and the City of Radford
- Impacts Town of Christiansburg if we prorate and they do not, because assessment information the Town receives from the County is based on January 1 ownership
- Proration will make our workload more complicated and require more interaction with our offices, especially for residents assessed with Town and County taxes

Proration impact on Montgomery County taxpayers

- Taxpayers will not understand why they are receiving bills outside normal due dates
- Town of Christiansburg residents will be billed for vehicles owned January 1 but County residents can have multiple billings/abatements throughout the year causing added confusion
- High mileage discount may be impacted
- Adjustments of Motor Vehicle License fees and its impact on billing
- Every taxpayer who owns a vehicle and receives personal property tax relief (PPTR) will see a tax increase because the tax relief percentage will decrease due to added vehicle value

Other localities that prorate:

- Roanoke City and Roanoke County – Penalty and interest are often waived as a result of errors with processing. Constant changes with billing and abatements
- City of Newport News – Send corrected bills daily
- Culpepper County – Supplement billing will increase by a factor of 4 or 5 times and tax refunds will increase by 10 times (Culpepper County is less than ½ the size of Montgomery County)
- Spotsylvania County – Relies heavily on DMV records
- Goochland County – It is a huge hassle to implement. The cost of manpower, printing and postage versus abatements and supplements, it appears to break even. We do not like it. It is a nightmare.
- York County – High costs and workload

Conclusion:

- January 1<sup>st</sup> ownership for the assessment of personal property has worked for Montgomery County in the past and I recommend keeping our current system in place
- Going to proration would only grow government, both offices would need at least 2 new permanent full time employees not just for implementation but for the future
- The additional cost for supplement billing, abatements, refunds, MUNIS software, support fees, training, additional printing, postage costs and other items cannot be estimated at this time (Roanoke City has up to 400 supplemental bills per day and Roanoke County has up to 500 supplemental bills per week)
- There are so many unknown factors including how well it will work in MUNIS
- What works for one locality may not work for Montgomery County
- I have talked with Treasurers of similar size localities such as Roanoke City, Roanoke County and many other localities throughout the state, including our adjacent towns, counties and cities – all are against proration including those that already use proration
- Montgomery County's current tax collection rate is one of the best in the Commonwealth of Virginia
- Please do not jeopardize our collections by implementing proration for a few dissatisfied taxpayers. The majority of personal property taxes collected are paid by the permanent residents of Montgomery County
- Taxpayers will have a personal property tax increase with proration because the percentage of personal property tax relief will be less
- For more than 11 years I've had the privilege to serve Montgomery County as Treasurer. The Board and our County Administrator have always trusted my judgment in the collection of taxes and actions needed to collect them.
- When making your decision I ask that you carefully consider the facts presented and my recommendation that proration is not a wise choice for Montgomery County

Mr. Shelton introduced Evelyn Powers, Treasurer of Roanoke City, who verified information as to the additional work that will need to be provided if Montgomery County chooses to start proration. Ms. Powers stated that Roanoke City has prorated for 27 years and that her employees spend approximately three months straight working on nothing but proration during the time the personal property tax forms are prepared. Roanoke City sends out approximately 300-400 supplement bills per day for the three –four month period.

Mr. Shelton also stated that other localities that prorate have a higher personal property tax rate that helps cover the cost of proration.

The Chair explained that Montgomery County is in a testing phase to determine if proration of personal property taxes is cost effective. He thanked Ms. Powers for coming to the Board meeting to explain Roanoke City's process and thanked Mr. Shelton for his comments.

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## **PUBLIC HEARING**

### **Request for a Public Utility Easement – Shenandoah Cable Television, LLC**

**Shenandoah Cable Television, LLC's (Shentel) request for the Board of Supervisors to convey a ten-foot (10') wide easement to Shenandoah Cable Television, LLC's** adjacent to Prices Fork Road on County Property Tax Map No. 283-1-6 commonly referred to as the Blacksburg Middle School and Kipps Elementary School in the Town of Blacksburg, Price's Fork Magisterial District.

The County Administrator summarized the request. Shenandoah Cable Television, LLC (Shentel) is requesting a 10' wide easement in front of the Blacksburg Middle School and Kipps Elementary School in order to install cable along Prices Fork Road. The School Board has discussed this request and recommended approval. In exchange for the easement Shentel has agreed to provide free supplement internet service, which will increase the broadband width to the schools. There is no impact to the school property.

The County Attorney stated that if the Board so chooses they could add the resolution approving the conveyance of a 10' wide easement to Shentel to the agenda.

There being no speakers, the public hearing was closed.

## **PUBLIC ADDRESS**

Lois Caliri, an Outreach Specialist with Southwest Virginia Legal Aid Society, presented a program called Enroll Virginia. Enroll Virginia is a program to help residents to enroll for health coverage due to the Affordable Health Care Act. Residents who failed to enroll for health coverage in 2014 and are subject to paying a penalty will have the opportunity to find health insurance during a special enrollment period for the tax season, March 15 –April 20, 2015. Penalties for not having health insurance can be costly. In 2014, it's \$95 per adult or 1% of his/her income, whichever is greater. In 2015, it's \$325 per adult, or 2 percent of income and in 2016, \$695 per adult, or 2.5 percent of income. Individuals who enroll during the special enrollment period will still owe a fee for the months they were uninsured but the program is designed to help those get coverage for the remainder of the year and avoid additional fees. Ms. Caliri requested the County's help to let county residents know about the special enrollment period.

Paul Smeal thanked the Board for their support of the County's parks and recreational programs. Mr. Smeal stated he speaks annually regarding all the programs the Parks & Recreation Department offers. This year he wants the Board to know the need for an upgrade at the County's Frog Pond, the outdoor swimming pool. He believes a long-term plan needs to be in place regarding the future of the pool and would like to see some sort of splash park. Mr. Smeal also requested the Board's help in getting a bench installed at the New River Valley Mall area where the bus stop is located. He rides the two-town trolley to the mall and at his age needs a place to sit while waiting on the bus. He also believes the two-town trolley needs to expand their hours of operation.

Bill Murray expressed his concerns about the proposed affordable housing development, Fieldstone Housing Development. He stated the current renters in the area of the trailer park proposed for development are being relocated and being put out and will have to incur the cost of moving. Mr. Murray stated the only affordable place to live in the Town of Blacksburg is the trailer park.

April DeMotts, President of the Town of Blacksburg's Housing and Community Development Housing Board, spoke in support of the proposed housing development. Ms. DeMotts believes the proposed development is an amazing plan for Blacksburg and does conform with the County's Comprehensive Plan. The Town of Blacksburg did approve supporting a financial incentive based upon the relocation of the misplaced residents in the mobile home park. Ms. DeMotts stated this development will benefit both Montgomery County and the Town of Blacksburg.

There being no further speakers, the public address session was closed.

### **RECESS**

The Board took a ten minute recess at 9:00 p.m. and reconvened at 9:10 p.m.

### **ADDENDUM**

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously, the following Addendum dated March 23, 2015 was added to New Business:

- A resolution approving the conveyance of a ten-foot (10) wide easement to Shenandoah Cable Television, LLC.

The vote on the forgoing motion was as follows:

#### **AYE**

Annette S. Perkins  
Christopher A. Tuck  
Matthew R. Gabriele  
Gary D. Creed  
M. Todd King  
Mary W. Biggs  
William H. Brown

#### **NAY**

None



## **CONSENT AGENDA**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated March 23, 2015 was approved. The vote was as follows:

### **AYE**

Christopher A. Tuck  
Matthew R. Gabriele  
Gary D. Creed  
M. Todd King  
Mary W. Biggs  
Annette S. Perkins  
William H. Brown

### **NAY**

None

### **Approval of Minutes**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the minutes dated November 12, November 24 and December 8, 2014 were approved.

### **Appropriations and Transfers**

#### **A-FY-15-70 FIRE AND RESCUE RECOVERED COSTS**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2015, for the function and in the amount as follows:

330 Fire and Rescue	\$6,550
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The source of the funds for the foregoing appropriation is as follows:

#### **Revenue Account**

419108 Recovered Costs	\$6,550
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Said resolution appropriates recovered costs received from various fire departments for the purchase of foam to be used in firefighting.

**A-FY-15-71**  
**SCHOOL OPERATING FUND**  
**TRANSFER BETWEEN CATEGORIES**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer between categories for the School Operating Fund was granted for the fiscal year ending June 30, 2015, for the function and in the amount as follows:

<u>FROM</u>	
610000 Instructional	(\$202,872)
<u>TO</u>	
630000 Transportation	\$202,872

Said resolution transfers funds between School Operating Fund categories to align the budget to the actual cost of activities.

Appointments

**R-FY-15-94**  
**APPOINTMENT**  
**SUBDIVISION AGENT**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby appoints Emily J. Gibson, Planning Director, as the Subdivision Agent for the purpose of carrying out the responsibilities of administering the Montgomery County Subdivision Ordinance.

**INTO WORK SESSION**

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. FY 2015-2016 Budget

The vote on the forgoing motion was as follows:

AYE

Matthew R. Gabriele

Gary D. Creed

M. Todd King

Mary W. Biggs

Annette S. Perkins

Christopher A. Tuck

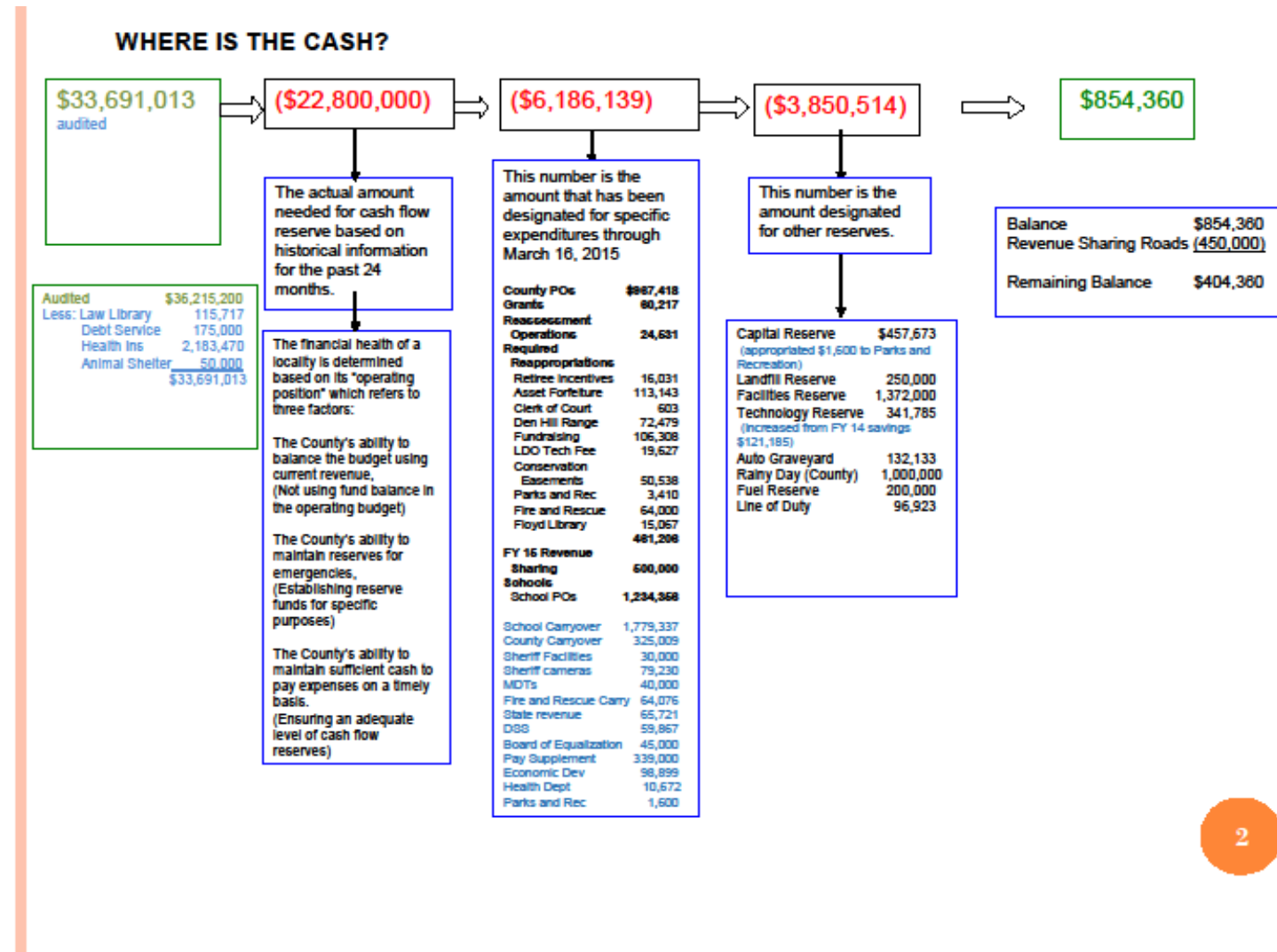
William H. Brown

NAY

None

### FY 2015-2016 Budget Update

Angie Hill, Financial & Management Services Director, provided the following chart showing the current cash flow:



Ms. Hill reported after accounting for all the reserve accounts and funds in designated accounts the County has a remaining balance of \$404,360.

Marc Magruder, Budget Manager, provided the Board with information on the estimated funds the county will receive from the windfall of a tax increase as follows:

- ☐ **Total Estimated Windfall = \$678,707**
  - ☐ Reassessment
    - ☐ One-half of 1% of allowable value = \$315,997
  - ☐ 89 Cents – Proposed Real Estate Tax Rate for FY 16
    - ☐ One-half of the penny value for 1 cent=\$362,710

The FY 16 Proposed Budget Real Estate Tax Rate is 89 cents. The Advertised Budget totals \$175,976,069. Included in this amount is an additional \$445,250 in state funding for the Schools.

The Board discussed the FY 16 budget at length. Discussion revolved around the School's budget, capital needs for both County and School, study for Parks and Recreation and Library needs, paid paternal leave and the use of inmate labor.

The Chair asked fellow Board members if they could support advertising the real estate tax rate at 89 cents. Supervisors Biggs, Perkins and Gabriele stated they could support 90 cents, with one cent being held in a capital reserve. The majority stated they would support an 89 cent advertised real estate tax rate. A resolution to advertise the real estate tax rate and advertised FY 16 Budget is listed under New Business for action.

### **OUT OF WORK SESSION**

On a motion by Matthew R. Gabriele, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
M. Todd King	
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Matthew R. Gabriele	
William H. Brown	

## **OLD BUSINESS**

### **R-FY-15-95 REMOVE FROM THE TABLE FIELDSTONE HOUSING DEVELOPMENT**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board hereby removes from the table the resolution expressing the County's commitment to support the development of affordable housing on Givens Lane in the Town of Blacksburg, Va.

The vote on the forgoing resolution was as follows:

#### **AYE**

M. Todd King  
Mary W. Biggs  
Annette S. Perkins  
Christopher A. Tuck  
Gary D. Creed  
Matthew R. Gabriele  
William H. Brown

#### **NAY**

None

### **R-FY-15-96 A RESOLUTION EXPRESSING THE COUNTY'S COMMITMENT TO SUPPORT THE DEVELOPMENT OF AFFORDABLE WORKFORCE AND SENIOR HOUSING ON GIVENS LANE IN THE TOWN OF BLACKSBURG, COUNTY OF MONTGOMERY, VIRGINIA**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried,

WHEREAS, Pursuant to Virginia Code §36-55.30, the Virginia Housing and Development Authority ("VHDA") may exercise powers related to the development and financing of residential housing in the Commonwealth of Virginia; and

WHEREAS, As the administrator of the federal Low-Income Housing Tax Credit (LIHTC) program, VHDA has finalized the 2015 Qualified Allocation Plan ("QAP") that governs the process for application and award of LIHTC credits to eligible affordable housing developments; and

WHEREAS, Under the QAP, VHDA will award application points to LIHTC project where a resolution passed by the locality in which the proposed development is to be located

commits financial support to the development in a form approved by the Authority or provides a commitment to donate land, buildings or tap fee waivers; and

WHEREAS, The LIHTC can be leveraged to provide affordable housing within the Town of Blacksburg, County of Montgomery, Virginia; and

WHEREAS, The proposed Fieldstone development ("Development") to be located at 401 Givens Lane owned by Fieldstone Senior LP and Fieldstone Family Partners, LP ("Developer") is designed to provide affordable workforce and senior housing within the Town of Blacksburg, County of Montgomery, Virginia and will include 60 age-and income-restricted units (Fieldstone Senior), and 84 income-restricted multi-family units (Fieldstone Family); and

WHEREAS, The Town of Blacksburg has adopted a Resolution expressing the Town's commitment to financially support this Development of affordable housing by permitting the use of Town Stormwater Facilities, waiver of building permits, fees, and water and sewer connection fees and an annual grant of Town Real Estate Taxes for 15 years based on the increased assessed values due to the Development; and

WHEREAS, The County of Montgomery has decided, subject to annual appropriation, to provide grants through the Montgomery County Economic Development Authority based on taxes paid on the increased real estate assessments in order for the proposed Development to receive points under the LIHTC program.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby agrees as follows:

1. To provide a total grant over a nine year grant period through the Montgomery County Economic Development Authority not to exceed Four Hundred Twelve Thousand, One Hundred Eighteen Dollars (\$412,118.00) over the nine year period, with year 1 beginning on January 1 following the issuance of a Final Certificate of Occupancy for the Development, subject to annual appropriation by the Board of Supervisors to be paid out as follows:

- a) In years 1-5 the annual grant shall be based on 100% of the Real Estate Taxes paid to the County of Montgomery by the Developer that were assessed based on the increased real estate assessment of up to \$7,200,000 due to the Developer's affordable workforce and senior housing project less the existing assessed value of \$585,000 for the property prior to the affordable workforce and senior housing project, not to exceed a maximum annual grant in any of the years 1-5 of \$58,874, subject to annual appropriation by the Board of Supervisors.

- b) In year 6, the annual grant shall be based on 80% of the Real Estate Taxes paid to the County of Montgomery by the Developer that were assessed based on the increased real estate assessment of up to \$7,200,000 due to the Developer's affordable workforce and senior housing project

less the existing assessed value of \$585,000 for the property prior to the affordable workforce and senior housing project, not to exceed a maximum annual grant in year 6 of \$47,099, subject to annual appropriation by the Board of Supervisors.

c) In year 7, the annual grant shall be based on 60% of the Real Estate Taxes paid to the County of Montgomery by the Developer that were assessed based on the increased real estate assessment of up to \$7,200,000 due to the Developer's affordable workforce and senior housing project less the existing assessed value of \$585,000 for the property prior to the affordable workforce and senior housing project, not to exceed a maximum annual grant in year 7 of \$35,324, subject to annual appropriation by the Board of Supervisors.

d) In year 8, the annual grant shall be based on 40% of the Real Estate Taxes paid to the County of Montgomery by the Developer that were assessed based on the increased real estate assessment of up to \$7,200,000 due to the Developer's affordable workforce and senior housing project less the existing assessed value of \$585,000 for the property prior to the affordable workforce and senior housing project, not to exceed a maximum annual grant in year 8 of \$23,550, subject to annual appropriation by the Board of Supervisors.

e) In year 9, the annual grant shall be based on 20% of the Real Estate Taxes paid to the County of Montgomery by the Developer that were assessed based on the increased real estate assessment due to the Developer's affordable workforce and senior housing project less the existing assessed value of \$585,000 for the property prior to the affordable workforce and senior housing project, not to exceed a maximum annual grant in year 9 of \$11,775, subject to annual appropriation by the Board of Supervisors.

2. That, the Board of Supervisors will take the appropriate actions required to provide the support specified in the preceding paragraph subject to the following: (i) appropriation of any necessary funds and the Developer first paying all taxes owed the County of Montgomery, Virginia before being eligible to receive grant, (ii) the relocation of existing mobile home tenants on the Development site to the Blacksburg Town Council's satisfaction, (iii) the tax credit entities' (Fieldstone Senior LP and Fieldstone Family Partners LP) receipt of the LIHTC, and (iv) the construction and use of the Development in accord with the approved rezoning (Ordinance 1758) by the Town of Blacksburg, Virginia.

The vote on the forgoing resolution was as follows:

AYE

Mary W. Biggs  
Annette S. Perkins  
Matthew R. Gabriele  
William H. Brown

NAY

Christopher A. Tuck  
Gary D. Creed  
M. Todd King

**NEW BUSINESS**

**R-FY-15-97  
RESOLUTION ESTABLISHING AN  
ADVERTISED REAL ESTATE TAX RATE  
AND ADVERTISED FY 2015-2016 BUDGET**

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes the County Administrator to advertise a Real Estate tax rate of **89 cents** per \$100 of assessed valuation of real estate based on 100% of fair market value.

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia, hereby authorizes the County Administrator to advertise a Fiscal Year 2015-2016 Budget in the amount of **\$175,976,069**.

The vote on the forgoing resolution was as follows:

AYE

Annette S. Perkins  
Christopher A. Tuck  
Gary D. Creed  
M. Todd King  
Mary W. Biggs  
William H. Brown

NAY

Matthew R. Gabriele

**A-FY-15-72  
COMMISSIONER OF THE REVENUE  
TRANSFER FROM SPECIAL CONTINGENCIES**

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:



<u>FROM:</u>		
960	Special Contingencies	(\$20,086)
 <u>TO:</u>		
152	Assessments	\$20,086

Said resolution transfers appropriated funds from Special Contingencies to the Commissioner of the Revenue to add a full-time position on an interim basis to analyze the fiscal impact of proration.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Christopher A. Tuck	None
Matthew R. Gabriele	
Gary D. Creed	
M. Todd King	
Mary W. Biggs	
Annette S. Perkins	
William H. Brown	

**R-FY-15-98  
PROCLAMATION  
CHILD ABUSE PREVENTION MONTH  
APRIL 2015**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

**WHEREAS**, Preventing child abuse and neglect is a community problem that depends on involvement among people throughout the community; and

**WHEREAS**, Child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope; and

**WHEREAS**, The majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and

**WHEREAS**, All citizens should become involved in supporting families in raising their children in a safe, nurturing environment; and

**WHEREAS**, Effective child abuse prevention programs succeed because of partnerships created among families, social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community.

***NOW, THEREFORE, BE IT PROCLAIMED*** , The Board of Supervisors of the County of Montgomery, Virginia does hereby proclaim ***April as Child Abuse Prevention Month*** and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in efforts to support families, thereby preventing child abuse and neglect and strengthening the communities in which we live.

The vote on the forgoing resolution was as follows:

**AYE**

Matthew R. Gabriele  
Gary D. Creed  
M. Todd King  
Mary W. Biggs  
Annette S. Perkins  
Christopher A. Tuck  
William H. Brown

**NAY**

None

**R-FY-15-99  
PROCLAMATION  
LOCAL GOVERNMENT EDUCATION WEEK  
APRIL 1-7, 2015**

On a motion by Mary W. Biggs, seconded by M. Todd King and carried unanimously,

***WHEREAS***, Local governments throughout the Commonwealth provide valuable services to the residents of the communities they serve; and

***WHEREAS***, Local governments and their employees play a vital role in the health and vitality of communities through the enforcement of state and local laws, promotion of public health and safety, provision of recreational opportunities, and education of local children; and

***WHEREAS***, Local government officials across the Commonwealth promote civic education and engagement to help citizens better understand their local government, foster a positive sense of community, and prepare the next generation of local government managers; and

***WHEREAS***, The designation of a statewide week devoted to educating individuals as to the role that local government plays in their life would more effectively recognize and promote civic education within school systems and in the larger community; and

***WHEREAS***, The first week in April is an appropriate week to designate, as it was on April 2, 1908 that the Council-Manager form of government was created in the City of Staunton.

***NOW, THEREFORE, BE IT PROCLAIMED***, By the Board of Supervisors of Montgomery County that ***April 1-7, 2015*** is hereby designated as ***Local Government Education Week***.

***BE IT FURTHER PROCLAIMED,*** That the Board of Supervisors of Montgomery County will promote civic education and engagement in an effort to educate citizens about their local government, strengthen the sense of community, and engage the next generation of local government managers.

The vote on the forgoing resolution was as follows:

**AYE**

Gary D. Creed  
M. Todd King  
Mary W. Biggs  
Annette S. Perkins  
Christopher A. Tuck  
Matthew R. Gabriele  
William H. Brown

**NAY**

None

**R-FY-15-100  
PROCLAMATION  
MARCH PROCLAIMED AS  
AMERICAN RED CROSS MONTH**

On a motion by M. Todd King, seconded by Mary W. Biggs and carried unanimously,

***WHEREAS,*** The history of the American Red Cross is inseparable from the history of America itself; and

***WHEREAS,*** Since 1881 American Red Cross members and volunteers have been an essential part of our nation's response to war, natural disasters, and other human suffering; and

***WHEREAS,*** Each year the President of the United States proclaims March "American Red Cross Month"; and

***WHEREAS,*** The American Red Cross brings help and hope to people in need, support their communities, helping people donate blood, teaching first aid, and increasing local preparedness; and

***WHEREAS,*** The New River Valley Chapter includes the counties of Bland, Floyd, Giles, Montgomery, Pulaski, and the City of Radford which is a part of the Virginia Mountain Region; and

***WHEREAS,*** In 2012 the New River Valley Chapter provided 22 disaster responses and 22 families assisted, 555 disaster preparedness presentations, instructed 4,826 people in

lifesaving skills, provided over 107 services and assistance to military families, and 676 community services provided.

***NOW, THEREFORE, BE IT PROCLAIMED***, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors does hereby proclaim ***March 2015 as American Red Cross Month***.

***BE IT FURTHER PROCLAIMED***, The Board of Supervisors encourages all citizens to observe ***March 2015 as American Red Cross Month*** by supporting this organization that brings help and hope to people in need.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
M. Todd King	None
Mary W. Biggs	
Annette S. Perkins	
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
William H. Brown	

**R-FY-15-101**  
**RESOLUTION RECOGNIZING THE**  
**DAYSRING CHRISTIAN ACADEMY**  
**VARSITY GIRLS BASKETBALL TEAM**  
**NATIONAL CHAMPIONS**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

***WHEREAS***, Excellence and success in competitive sports can be achieved only through strenuous practice, team play and team spirit; and

***WHEREAS***, Athletic competition enhances the moral and physical development of the young people in Montgomery County, preparing them for the future by instilling in them the value of teamwork, a sense of fair play, and competition; and

***WHEREAS***, On March 6, 2015 the ***Dayspring Christian Academy Girls Varsity Basketball Team***, the ***Lady Lions*** won the ***National Association of Christian Athletes' National Championship***; and

***WHEREAS***, The Board of Supervisors desires to publically recognize and pay tribute to those young people who, achieving outstanding success in athletic competition, have inspired and brought pride to their school and Montgomery County.

***NOW, THEREFORE, BE IT RESOLVED***, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors finds it appropriate to acknowledge and applaud the ***Dayspring Christian Academy Girls Varsity Basketball Team***, the ***Lady Lions***, for winning the ***National Championship***, which exemplifies their remarkable athletic talents and serves as examples of the exceptional quality of the youth of Montgomery County.

***BE IT FURTHER RESOLVED***, That the original of this resolution be presented to the ***Dayspring Christian Academy's Lady Lions*** and that a copy be a part of the official Minutes of Montgomery County.

The vote on the forgoing resolution was as follows:

AYE

Mary W. Biggs  
Annette S. Perkins  
Christopher A. Tuck  
Matthew R. Gabriele  
Gary D. Creed  
M. Todd King  
William H. Brown

NAY

None

**R-FY-15-102**

**A RESOLUTION APPROVING THE CONVEYANCE OF  
A TEN FOOT WIDE EASEMENT TO SHENANDOAH CABLE TELEVISION, LLC TO  
LOCATE A COMMUNICATION LINE OR SYSTEM TO BE LOCATED  
ALONG THE FRONT OF BLACKSBURG MIDDLE SCHOOL AND  
KIPPS ELEMENTARY SCHOOL  
ADJACENT TO PRICES FORK ROAD**

On a motion by Mary W. Biggs, seconded by Christopher A. Tuck and carried unanimously,

WHEREAS, Shenandoah Cable Television, LLC (Trading as Shentel), requested a ten foot wide easement from the County of Montgomery, Virginia to be located along the front of Blacksburg Middle School and Kipps Elementary School (Tax Map No. 283-1-6) adjacent to Prices Fork Road in the Town of Blacksburg, County of Montgomery, Virginia as shown on the attached Easement Agreement for the purpose of locating a communication line or system; and

WHEREAS, As consideration for the granting of the easement, Shenandoah Cable Television, LLC has agreed to provide 150 mbps of internet service free of charge to Montgomery County Schools during the duration of the use of the easement connecting to Blacksburg Middle School to be used by Montgomery County Schools throughout the school system's internet system; and

WHEREAS, The Board of Supervisors of the County of Montgomery desires to grant Shenandoah Cable Television, LLC the required ten foot wide easement as shown on the Easement Agreement in return for the 150 mbps of free internet service provided through

Blacksburg Middle School to be used throughout the school system and authorizes the Chair, William H. Brown, to sign the said Easement Agreement on behalf of the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby agrees to convey a ten foot wide easement to Shenandoah Cable Television, LLC to be located along the front of Blacksburg Middle School and Kipps Elementary School (Tax Map No. 283-1-6) adjacent to Prices Fork Road as shown on the attached Easement Agreement.

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes William H. Brown, Chair, to sign the said Easement Agreement on behalf of the Board of Supervisors of the County of Montgomery, Virginia.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
Christopher A. Tuck	
Matthew R. Gabriele	
Gary D. Creed	
M. Todd King	
Mary W. Biggs	
William H. Brown	

### **COUNTY ADMINISTRATOR'S REPORT**

The County Administrator reported the budget work session for April 6, 2015 is canceled.

### **BOARD MEMBERS REPORTS**

**Supervisor Gabriele** reported the Montgomery Tourism Development Council will see a sneak peek of the tourism branding at their next meeting. The Tourism Director will be presenting an update to the Board and the two Town Councils soon.

**Food Truck Policy** - Supervisor Gabriele asked staff to look into the possibility of a food truck policy for the incorporated areas of Montgomery County. The food truck business is a growing industry and he believes there should be guidelines developed.

## **ADJOURNMENT**

The Chair declared the meeting adjourned to April 13, 2015 at 6:00 p.m. The meeting adjourned at 10:55 p.m.

APPROVED _____	ATTEST: _____
William H. Brown	F. Craig Meadows
Chair	County Administrator